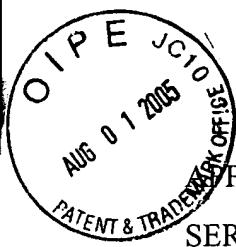


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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:	HODGES, ET AL.	}	EXAMINER: Haghigian, M.
SERIAL NO.:	10/696,959		ART UNIT: 1616
FILED:	OCTOBER 30, 2003		CONFIRMATION NO.: 8482
TITLE:	DELIVERY OF AEROSOLS CONTAINING SMALL PARTICLES THROUGH AN INHALATION ROUTE		

Mail Stop Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Dear Sir:

INFORMATION DISCLOSURE STATEMENT

Applicant calls the Examiner's attention to the patents and publications listed on the attached Form PTO-1449, copies of required documents enclosed, which may be material to examination of the above identified application. In accordance with 37 CFR § 1.98(a)(3)(i) the relevance of Clark et al. (1986) Z. Erkrank 166:13-24 is set forth in the abstract, the English translations of which is provided.

TIME OF TRANSMITTAL

This Information Disclosure Statement is being submitted under 37 CFR § 1.97(c). This Statement is filed after three months from the filing date of the national application, after three months from the date of entry into national stage under 37 CFR § 1.491, after the mailing of a first Office Action on the merits, or after the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR § 1.114, but before the mailing date of any of:

- (a) a final action under 37 CFR § 1.113;
- (b) a notice of allowance under 37 CFR § 1.311; or
- (c) an action that otherwise closes prosecution in the application.

This Statement is accompanied by a check for \$180 in accordance with 37 CFR §§ 1.97(c) and 1.17(p). The undersigned hereby authorizes the charging of any deficiency of fees submitted herewith to Deposit Account No. 19-5117.

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner. This listed patents and publications are believed of

37 CFR 1.8

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
 Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 29, 2005.

08/02/2005 CNGUYEN2 0000049 10696959

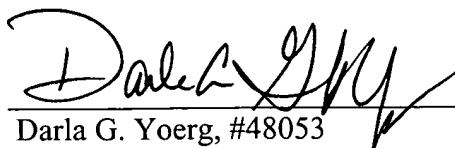
01 FC:1806

180.00 OP

Signature: Tracy E. Crispino
 Name: Tracy E. Crispino

interest herein and consideration and citation of as interest by Examiner is respectfully requested.

Respectfully submitted,



Date: July 29, 2005

Darla G. Yoerg
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FORM PTO-1449	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. 00020.08CON	SERIAL NO. 10/696,959
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FILING DATE OCTOBER 30, 2003		GROUP 1616	

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U.S. PATENT & TRADEMARK OFFICE
JCT 102

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	AB	10/146,088	5/13/2002	Hale et al.			
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EXAMINER	DATE CONSIDERED
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	

FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE List of Information Cited by Applicant Page 2 of 3		ATTY. DOCKET NO.	SERIAL NO.
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EXAMINER

DATE CONSIDERED

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	HODGES, ET AL.	
	FILING DATE	GROUP
	OCTOBER 30, 2003	1616

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	CV	WO 00/47203	01/06/2000	WIPO			
	CW	WO 00/64940	11/02/2000	WIPO			
	CX	WO 00/66206	11/19/2000	WIPO			
	CY	WO 03/037412	05/08/2003	WIPO			

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	CZ	Hong et al. (2002) <i>Respiratory Drug Delivery</i> <u>VIII</u> :779-781
	CAA	Clark et al. (1986) <i>Z. Erkrank</i> <u>166</u> :13-24
	CBB	Vapotronics, Inc. (1998) located at http://www.vapotronics.com.au/banner.htm , 11 pages (visited on June 5, 2000)
	CCC	
EXAMINER	DATE CONSIDERED	
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